



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: **Karl Nocka *et al.***

Application No. 10/005,907

Filed: December 7, 2001

For: **NOVEL GENES ASSOCIATED WITH ALLERGIC HYPERSENSITIVITY AND MAST CELL ACTIVATION**

Group Art Unit: 1645

Examiner: Not Assigned

er: Not Assigned
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Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due with the filing of this paper.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making the appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute “prior art”. If the Examiner applies any one of the documents as “prior art” against any claim in the application, and Applicants determine that the cited document does not constitute “prior art” under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,
Morgan, Lewis & Bockius LLP

Dated: April 10, 2003

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INFORMATION DISCLOSURE CITATION				Attorney Docket 053529-5005		Application No. 10/005,907	
(Use several sheets if necessary)				Applicant: Karl Nocka <i>et al.</i>			
APR 10 2003		PTO Form 1449		Filing Date: December 1, 2001		Group Art Unit: 1645	
U.S. PATENT DOCUMENTS							
Initial	Patent No.	Issue Date	Name	Class	Sub-class	Filing Date	
						<div style="font-size: 2em; font-weight: bold;">RECEIVED</div> <div style="font-size: 1.2em; font-weight: bold;">APR 11 2003</div> <div style="font-size: 1.2em; font-weight: bold;">TECH CENTER 1600/2900</div>	
OTHER DOCUMENTS							
1.	Birren <i>et al.</i> , NCBI Accession No. AC024008, submitted February 20, 2000						
2.	Cho <i>et al.</i> (1998), <i>Biochem Biophys Res Commun</i> 241 : 226-230						
3.	DOE Joint Genome Institute, NCBI Accession No. AC025179, submitted March 7, 2000						
4.	Hashimoto <i>et al.</i> , "Macaca fascicularis brain cDNA clone: QtrA-14007, full insert sequence," Database accession number AB060608; XP002213696						
5.	Isogai <i>et al.</i> , NCBI Accession No. AK021475, submitted August 23, 2000						
6.	Plumb, NCBI Accession No. AL365261, submitted January 20, 2001						
7.	Strausberg, "601880401F1 NIH MCG 55 Homo sapiens cDNA clone," Database accession number BF242113.						
8.	Walker, NCBI Accession No. AF109303, submitted January 28, 2000						
Examiner				Date Considered			
Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							